

RQ-2



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 22, 2003

Michael A. Avella, Treasurer
New York Republican Federal
Campaign Committee
315 State Street
Albany, NY 12210

Response Due Date:
November 21, 2003

Identification Number: C00055582

Reference: September Monthly Report (8/01/03-8/31/03)

Dear Mr. Avella:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **An adequate response must be received at the Commission by the response date noted above.** An itemization of the information needed follows:

-Schedule H4 supporting Line 21(a) of your report discloses a payment(s) totaling \$56,189.96 for salary and/or wages. Please be advised that pursuant to 11 CFR §300.33(c)(2), salaries and wages for employees who spend more than 25% of their compensated time in a given month on Federal election activity or activities in connection with a Federal election must not be allocated between or among federal and non-federal accounts. Rather, only federal funds may be used. Any reimbursement from your committee's non-federal account for this payment is not permissible and must be returned.

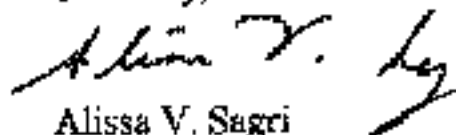
Although the Commission may take further legal action regarding this improper allocation activity, your prompt action will be taken into consideration.

-On Schedule H2, you disclose the ratio for "Direct Mail June 2003" to be new; however, Schedule H2 of your 2003 August Monthly Report disclosed a ratio for this activity/event which is identical to the one given in this report. Please amend your report to clarify this discrepancy. 11 CFR §§104.10 and 104.17

Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. Requests for extensions of time in which to respond will not be considered. Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or my local number (202) 694-1153.

Sincerely,



Alissa V. Sagri
Campaign Finance Analyst
Reports Analysis Division

